

**SUPREME COURT MINUTES
TUESDAY, JULY 28, 1998
SAN FRANCISCO, CALIFORNIA**

S061929 People, Respondent

v.

David Deloza, Appellant

The time in which this court's opinion in the above-entitled case becomes final is hereby extended to and including September 7, 1998.

S071899 People, Respondent

v.

Wesley E. Scott, Appellant

The order of this Court filed July 22, 1998, denying appellant's application for relief from default, is vacated, and the application is hereby granted.

S072009 Robert Levine, Appellant

Div. 2 v.

B115091 Chuck Weis, et al., Respondents

Pursuant to a letter from the Clerk of the Court of Appeal, Second Appellate District, Division Six, dated July 22, 1998, the petition for review filed July 20, 1998, is hereby ordered stricken.

S014664 People, Respondent

v.

Mario Lewis Gray, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including August 19, 1998.

The court will not look favorably upon further applications for extension of time absent a showing of substantial progress on the brief.

S029489 People, Respondent

v.

Alphonso Howard, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including October 5,

1998, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S032832 People, Respondent

v.

Omar Fuentes Martinez, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including August 28, 1998, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S033436 People, Respondent

v.

Albert Lewis and Anthony Cedric Oliver, Appellants

On application of appellant **Anthony Cedric Oliver** and good cause appearing, it is ordered that the appellant is granted to and including September 28, 1998, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S035769 People, Respondent

v.

James Matthew Heard, Appellant

On appellant's application and good cause appearing, appellant is granted to and including September 28, 1998, to request correction of the record on appeal in the superior court. Counsel shall notify the Supreme Court clerk in writing when the request has been made.

S062716 In re Robert Earl Davis

on

Habeas Corpus

On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file a response to

the amicus curiae brief of California Appellate Defense Counsel is hereby extended to and including August 24, 1998.

S063051 In re Lance Ian Osband
 on
 Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's reply to informal response to the petition for writ of habeas corpus is extended to and including August 28, 1998.

No further extensions of time will be granted.

S068112 People, Respondent
 v.
 Donald Dwayne Franklin, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief on the merits is extended to and including September 8, 1998.

No further extensions of time are contemplated.

S072103 John David Gann, Petitioner
 v.
 Sacramento County Superior Court, Respondent
 People, Real Party in Interest

The above entitled matter is transferred to the Court of Appeal, Third Appellate District.

S070453 In re **Albin E. Danell** on Discipline

It is ordered that **Albin E. Danell** be suspended from the practice of law for six months and until he makes restitution to Thomas A. Petite, or to the State Bar Client Security Fund if appropriate, in the amount of \$35,000, plus 10% per annum interest from September 29, 1994, and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order regarding the

stipulation filed in the State Bar Court regarding this matter on March 17, 1998. Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S070529 In re **Harvey Leroy Decker, III** on Discipline

It is ordered that **Harvey Leroy Decker, III** be actually suspended from the practice of law for 90 days. Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7.

S070533 In re **Ronald Steven Miller** on Discipline

It is ordered that **Ronald Steven Miller** be suspended from the practice of law for 30 days, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order regarding stipulation filed February 26, 1998. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7.

